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PATENT
Attorney Docket No. LEX-023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Gillies *et al.* CONF. NO.: 6855
SERIAL NO.: 10/737,208 GROUP NO.: 1653
FILING DATE: December 16, 2003 EXAMINER: Not yet assigned
TITLE: IMMUNOCYTOKINE SEQUENCES AND USES THEREOF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with the U.S. Patent and Trademark Office's partial waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i), only copies of the foreign patent documents and non-patent publications are enclosed.

REMARKS

In accordance with the provisions of 37 C.F.R. § 1.97, this statement is being filed (CHECK ONE):

(1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. § 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. § 1.114; or

(2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. § 1.311, and

the requisite Statement is below, **OR**

the requisite fee under 37 C.F.R. § 1.17(p), namely **\$180.00**, is included herein, or

(3) after the mailing date of a **final action or notice of allowance** but before the payment of the **issue fee**, AND

the requisite Statement is below, AND

the requisite petition fee under 37 C.F.R. § 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application. Please charge any fee deficiency or credit any overpayment to deposit account 20-0531.

Respectfully submitted,



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FORM PTO - 1449

INFORMATION DISCLOSURE STATEMENT

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ATTORNEY DOCKET NO. LEX-023

APPLICANT(S): Gillies *et al.*

SERIAL NO. 10/737,208

CONF. NO. 6855

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U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	07/348,237	5/5/89	Rosenblum <i>et al.</i>			
	A2	4,196,265	4/1/80	Koprowski <i>et al.</i>			
	A3	4,469,797	9/4/84	Albarella			
	A4	4,676,980	6/30/87	Segal <i>et al.</i>			
	A5	4,703,008	10/27/87	Lin			
	A6	4,816,567	3/28/89	Cabilly <i>et al.</i>			
	A7	4,946,778	8/7/90	Ladner <i>et al.</i>			
	A8	5,019,368	5/28/91	Epstein <i>et al.</i>			
	A9	5,073,627	12/17/91	Curtis <i>et al.</i>			
	A10	5,114,711	5/19/92	Bell <i>et al.</i>			
	A11	5,116,964	5/26/92	Capon <i>et al.</i>			
	A12	5,199,942	4/6/93	Gillis			
	A13	5,225,538	7/6/93	Capon <i>et al.</i>			
	A14	5,225,539	7/6/93	Winter			
	A15	5,258,498	11/2/93	Huston <i>et al.</i>			
	A16	5,314,995	5/24/94	Fell, Jr. <i>et al.</i>			
	A17	5,349,053	9/20/94	Landolfi			
	A18	5,359,035	10/25/94	Habermann			
	A19	5,441,868	8/15/95	Lin			
	A20	5,457,038	10/10/95	Trinchieri <i>et al.</i>			
	A21	5,514,582	5/7/96	Capon <i>et al.</i>			
	A22	5,538,866	7/23/96	Israeli <i>et al.</i>			
	A23	5,541,087	7/30/96	Lo <i>et al.</i>			
	A24	5,543,297	8/6/96	Cromlish, <i>et al.</i>			
	A25	5,547,933	8/20/96	Lin			
	A26	5,552,524	09/03/96	Basinski <i>et al.</i>			
	A27	5,585,089	12/17/96	Queen <i>et al.</i>			
EXAMINER				DATE CONSIDERED			

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U.S. PATENT DOCUMENTS							
EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A28	5,601,819	2/11/97	Wong et al.			
	A29	5,609,846	3/11/97	Goldenberg			
	A30	5,618,698	4/8/97	Lin			
	A31	5,624,821	4/29/97	Winter et al.			
	A32	5,639,725	6/17/97	O'Reilly et al.			
	A33	5,645,835	7/8/97	Fell, Jr. et al.			
	A34	5,650,150	7/22/97	Gillies			
	A35	5,650,492	7/22/97	Gately et al.			
	A36	5,667,776	9/16/97	Zimmerman et al.			
	A37	5,679,543	10/21/97	Lawlis			
	A38	5,688,679	11/18/97	Powell			
	A39	5,691,309	11/25/97	Basinski et al.			
	A40	5,709,859	1/20/98	Aruffo et al.			
	A41	5,719,266	02/17/98	DiMarchi et al.			
	A42	5,723,125	3/3/98	Chang et al.			
	A43	5,726,044	3/10/98	Lo et al.			
	A44	5,728,552	3/17/98	Fujisawa et al.			
	A45	5,733,876	3/31/98	O'Reilly et al.			
	A46	5,756,349	5/26/98	Lin			
	A47	5,756,461	05/26/98	Stephens			
	A48	5,759,551	6/2/98	Ladd et al.			
	A49	5,770,195	6/23/98	Hudziak et al.			
	A50	5,800,810	9/1/98	Doyle et al.			
	A51	5,807,715	9/15/98	Morrison et al.			
	A52	5,827,516	10/27/98	Urban et al.			
	A53	5,837,682	11/17/98	Folkman et al.			
	A54	5,843,423	12/1/98	Lyman et al.			
EXAMINER			DATE CONSIDERED				

FORM PTO - 1449		ATTORNEY DOCKET NO. LEX-023	
INFORMATION DISCLOSURE STATEMENT		APPLICANT(S): Gillies <i>et al.</i>	
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EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A55	5,854,205	12/29/98	O'Reilly <i>et al.</i>			
	A56	5,856,298	1/5/99	Strickland			
	A57	5,858,347	1/12/99	Bauer <i>et al.</i>			
	A58	5,885,795	3/23/99	O'Reilly <i>et al.</i>			
	A59	5,886,178	3/23/99	Allen <i>et al.</i>			
	A60	5,888,772	3/30/99	Okasinski <i>et al.</i>			
	A61	5,891,680	4/6/99	Lieschke <i>et al.</i>			
	A62	5,908,626	6/1/99	Chang <i>et al.</i>			
	A63	5,922,685	7/13/99	Rakhmilevich <i>et al.</i>			
	A64	5,955,422	9/21/99	Lin			
	A65	5,994,104	11/30/99	Anderson <i>et al.</i>			
	A66	5,994,126	11/30/99	Steinman <i>et al.</i>			
	A67	6,080,409	6/27/00	Laus <i>et al.</i>			
	A68	6,086,875	7/11/00	Blumberg <i>et al.</i>			
	A69	6,100,387	8/8/00	Herrmann <i>et al.</i>			
	A70	6,169,070	1/2/01	Chen <i>et al.</i>			
	A71	6,171,588	1/9/01	Carron <i>et al.</i>			
	A72	6,231,536	5/15/01	Lentz			
	A73	6,277,375	8/21/01	Ward			
	A74	6,284,536	9/4/01	Morrison <i>et al.</i>			
	A75	6,335,176	1/1/02	Inglese <i>et al.</i>			
	A76	6,340,742	1/22/02	Burg <i>et al.</i>			
	A77	6,348,192	2/19/02	Chan <i>et al.</i>			
	A78	6,406,689	6/18/02	Falkenberg <i>et al.</i>			
	A79	6,429,199	8/6/02	Krieg <i>et al.</i>			
	A80	6,444,792	9/3/02	Gray <i>et al.</i>			
	A81	6,475,717	11/5/02	Enssle <i>et al.</i>			
EXAMINER				DATE CONSIDERED			

FORM PTO - 1449**INFORMATION DISCLOSURE STATEMENT**

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EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A82	6,485,726	11/26/02	Blumberg et al.			
	A83	6,500,641	12/31/02	Chen et al.			
	A84	6,506,405	1/14/03	Desai et al.			
	A85	6,551,592	4/22/03	Lindhofer et al.			
	A86	6,583,272	6/24/03	Bailon			
	A87	6,586,398	7/1/03	Kinstler et al.			
	A88	6,617,135	9/9/03	Gillies et al.			
	A89	6,646,113	11/11/03	Dreyfuss et al.			
	A90	2001/0053539	12/20/01	Lauffer et al.			
	A91	2002/0037558	3/28/02	Lo et al.			
	A92	2002/0081664	6/27/02	Lo et al.			
	A93	2002/0142374	10/3/02	Gallo et al.			
	A94	2002/0146388	10/10/02	Gillies			
	A95	2002/0147311	10/10/02	Gillies et al.			
	A96	2002/0192222	12/19/02	Blumberg et al.			
	A97	2002/0193570	12/19/02	Gillies et al.			
	A98	2003/0003529	1/2/03	Bayer			
	A99	2003/0044423	3/6/03	Gillies et al.			
	A100	2003/0049227	3/13/03	Gillies et al.			
	A101	2003/0105294	6/5/03	Gillies et al.			
	A102	2003/0012789	1/6/03	Blumberg et al.			
	A103	2003/0139365	7/24/03	Lo et al.			
	A104	2003/0139575	7/24/03	Gillies			
	A105	2003/0157054	8/21/03	Gillies et al.			
	A106	2003/0166163	9/4/03	Gillies			
	A107	2003/0166877	9/4/03	Gillies et al.			
	A108	2004/0013640	1/22/04	Zardi et al.			
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EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A109	2004/0033210	2/19/04	Gillies			
	A110	2004/0043457	3/4/04	Schumacher et al.			
	A111	2004/0053366	3/18/04	Lo et al.			
	A112	2004/0072299	4/15/04	Gillies et al.			
	A113	2004/0082039	4/29/04	Gillies et al.			
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FOREIGN PATENT DOCUMENTS									
EXAM INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B1	0 158 198 A1	10/16/85	EP					Y
	B2	0 211 769 A2	2/25/87	EP					Y
	B3	0 256 714 A2	2/24/88	EP					Y
	B4	0 294 703 A2	12/14/88	EP					Y
	B5	0 308 936 B1	3/29/89	EP					Y
	B6	0 314 317 B1	5/3/89	EP					Y
	B7	0 318 554 B1	6/7/89	EP					Y
	B8	0 319 012 A2	6/7/89	EP					Y
	B9	0 326 120 B1	8/2/89	EP					Y
	B10	0 350 230 A2	1/10/90	EP					Y
	B11	0 375 562 B1	6/27/90	EP					Y
	B12	0 396 387 A2	11/7/90	EP					Y
	B13	0 439 095 A2	7/31/91	EP					Y
	B14	0 511 747 A1	11/4/92	EP					Y
	B15	0 601 043 B1	6/15/94	EP					Y
	B16	0 640 619 A1	3/1/95	EP					Y
	B17	0 668 353 A1	8/23/95	EP					Y
	B18	0 706 799 A2	4/17/96	EP					Y
	B19	0 790 309 A1	8/20/97	EP					Y
	B20	1 088 888 A1	4/4/01	EP					Y
	B21	21725/88	3/23/89	AU					Y
	B22	93100115.3	7/14/93	CN					N
	B23	93100115.3	7/14/93	CN				Y	Y
	B24	37 12985 A1	11/2/88	DE					N
	B25	37 12985	11/2/88	DE				Y	Y
EXAMINER					DATE CONSIDERED				

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EXAM INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B26	2 292 382 A	2/21/96	GB					Y
	B27	63-267278	11/4/88	JP					N
	B28	63-267278	11/4/88	JP				Y	Y
	B29	63-267296	11/4/88	JP					N
	B30	63-267296	11/4/88	JP				Y	Y
	B31	0 237 019 A2	9/16/87	EP				English counterpart of JP 63-267296	Y
	B32	WO 86/01533	3/13/86	PCT					Y
	B33	WO 88/00052	1/14/88	PCT					Y
	B34	WO 88/09344	12/1/88	PCT					Y
	B35	WO 89/02922	4/6/89	PCT					Y
	B36	WO 89/09620	10/19/89	PCT				Abstract in English	N
	B37	WO 90/03801	4/19/90	PCT					Y
	B38	WO 91/00360	1/10/91	PCT					Y
	B39	WO 91/04329	04/04/91	PCT					Y
	B40	WO 91/08298	6/13/91	PCT					Y
	B41	WO 91/13166	9/5/91	PCT					Y
	B42	WO 91/14438	10/3/91	PCT					Y
	B43	WO 92/02240	2/20/92	PCT					Y
	B44	WO 92/08495	5/29/92	PCT					Y
	B45	WO 92/08801	5/29/92	PCT					Y
	B46	WO 92/16562	10/1/92	PCT					Y
	B47	WO 93/03157	2/18/93	PCT					Y
	B48	WO 93/10229	5/27/93	PCT					Y
	B49	WO 93/20185	10/14/93	PCT					
EXAMINER					DATE CONSIDERED				

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EXAM INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B50	WO 94/24160	10/27/94	PCT					Y
	B51	WO 94/25055	11/10/94	PCT					Y
	B52	WO 95/05468	2/23/95	PCT					Y
	B53	WO 95/21258	8/10/95	PCT					Y
	B54	WO 95/28427	10/26/95	PCT					Y
	B55	WO 95/31483	11/23/95	PCT					Y
	B56	WO 96/04388	02/15/96	PCT					Y
	B57	WO 96/05309	2/22/96	PCT					Y
	B58	WO 96/08570	3/21/96	PCT					Y
	B59	WO 96/18412	6/20/96	PCT					Y
	B60	WO 96/31526	10/10/96	PCT					Y
	B61	WO 97/00317	1/3/97	PCT					Y
	B62	WO 97/00319	1/3/97	PCT					Y
	B63	WO 97/15666	5/1/97	PCT					Y
	B64	WO 97/20062	6/5/97	PCT					Y
	B65	WO 97/24137	7/10/97	PCT					Y
	B66	WO 97/24440	7/10/97	PCT					Y
	B67	WO 97/26335	7/24/97	PCT					Y
	B68	WO 97/30089	8/21/97	PCT					Y
	B69	WO 97/33617	9/18/97	PCT					Y
	B70	WO 97/33619	9/18/97	PCT					Y
	B71	WO 97/34631	9/25/97	PCT					Y
	B72	WO 97/43316	11/20/97	PCT					Y
	B73	WO 98/00127	1/8/98	PCT					Y
	B74	WO 98/06752	2/19/98	PCT					Y
	B75	WO 98/28427	7/2/98	PCT					Y

EXAMINER

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	B76	WO 98/30706	7/16/98	PCT					Y
	B77	WO 98/46257	10/22/98	PCT					Y
	B78	WO 98/59244	12/30/98	PCT					Y
	B79	WO 99/02709	01/21/99	PCT					Y
	B80	WO 99/03887	01/28/99	PCT					Y
	B81	WO 99/29732	6/17/99	PCT					Y
	B82	WO 99/43713	9/2/99	PCT					Y
	B83	WO 99/52562	10/21/99	PCT					Y
	B84	WO 99/53958	10/28/99	PCT					Y
	B85	WO 99/60128	11/25/99	PCT					Y
	B86	WO 99/62944	12/09/99	PCT					Y
	B87	WO 99/66054	12/23/99	PCT					Y
	B88	WO 00/11033	3/2/00	PCT					Y
	B89	WO 00/24893	5/4/00	PCT					
	B90	WO 00/34317	06/15/00	PCT					Y
	B91	WO 00/40615	7/13/00	PCT					Y
	B92	WO 00/68376	11/16/00	PCT					Y
	B93	WO 00/69913	11/23/00	PCT					Y
	B94	WO 00/78334	12/28/00	PCT					Y
	B95	WO 01/07081	2/1/01	PCT					Y
	B96	WO 01/10912	2/15/01	PCT					Y
	B97	WO 01/36489	5/25/01	PCT					Y
	B98	WO 01/58957	8/16/01	PCT					
	B99	WO 02/02143	1/10/02	PCT					
	B100	WO 02/066514	8/29/02	PCT					Y
	B101	WO 02/072605	9/19/02	PCT					
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	B102	WO 02/079232	10/10/02	PCT					
	B103	WO 02/079415	10/10/02	PCT					
	B104	WO 02/090566	11/14/02	PCT					
	B105	WO 03/015697	2/27/03	PCT					Y
	B106	WO 03/048334	6/12/03	PCT					
	B107	WO 03/077834	9/25/03	PCT					Y
EXAMINER					DATE CONSIDERED				

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EXAM. INIT.	OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)	
C1	Abaza et al., (1992), "Effects of Amino Acid Substitutions Outside an Antigenic Site on Protein Binding to Monoclonal Antibodies of Predetermined Specificity Obtained by Peptide Immunization: Demonstration with Region 94-100 (Antigenic Site 3) of Myoglobin," <u>Journal of Protein Chemistry</u> , 11(5):433-444.	
C2	Abstract XP-002116766, Lupulescu, (1996), "Prostaglandins, Their Inhibitors and Cancer," <u>Prostaglandins, Leukotrienes and Essential Fatty Acids</u> , 54(2):83-94.	
C3	Afonso et al., (1994), "The Adjuvant Effect of Interleukin-12 in a Vaccine Against Leishmania Major," <u>Science</u> , 263:235-237.	
C4	Angal et al., (1993), "A Single Amino Acid Substitution Abolishes the Heterogeneity of Chimeric Mouse/Human (IgG4) Antibody," <u>Molecular Immunology</u> , 30(1):105-108.	
C5	Arenberg et al., (1996), "Interferon- γ -inducible Protein 10 (IP-10) is an Angiostatic Factor that Inhibits Human Non-small Cell Lung Cancer (NSCLC) Tumorigenesis and Spontaneous Metastases," <u>J. Exp. Med.</u> , 184:981-992.	
C6	Bacha et al., (1988), "Interleukin 2 Receptor-Targeted Cytotoxicity: Interleukin 2 Receptor-mediated Action of a Diphtheria Toxin-related Interleukin 2 Fusion Protein," <u>J. Exp. Med.</u> , 167:612-622.	
C7	Bachelot et al., (1998), "Retrovirus-Mediated Gene Transfer of an Angiostatin-Endostatin Fusion Protein with Enhanced Anti-Tumor Properties In Vivo," <u>Proceedings of the Annual Meeting of the American Association for Cancer Research</u> , 39:271, Abstract #1856 (XP-002089298).	
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EXAM. INIT.	OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)	
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